

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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03-MDL-1570 (GBD)(SN)

In Re:

TERROR ATTACKS ON
SEPTEMBER 11, 2001

**IRAN NOTICE
OF AMENDMENT**

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This document relates to:

Ashton, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-6977 (GBD)(SN)
Bauer, et al. v. al Qaeda Islamic Army, et al., Case No. 02-cv-7236 (GBD)(SN)
York, et al. v. al Qaeda Islamic Army, et al., Case No. 03-cv-5493 (GBD)(SN)

Plaintiffs file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, ECF No. 3237, as permitted and approved by the Court's Order of July 10, 2018, ECF No. 4045. Upon the filing of this Notice of Amendment, the underlying Complaint is deemed amended to add the individual(s) listed below (the "New Plaintiff(s)") as plaintiff(s) raising claims against the Islamic Republic of Iran. The underlying Complaint is deemed amended to include the allegations, as indicated below, of (a) the Federal Insurance and Ashton Plaintiffs' Amended Consolidated Complaint Against Defendant, the Islamic Republic of Iran, ECF No. 3237, or (b) the Amended Complaint, Burnett v. Islamic Republic of Iran, No. 15-CV-9903 (GBD)(SN) (S.D.N.Y. Feb. 8, 2016), ECF No. 53. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the underlying Complaint. This Notice of Amendment relates solely to the Islamic Republic of Iran and does not apply to any other defendant.

Upon filing this Iran Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as specified below; all causes of action contained within that complaint; all prior filings in

connection with that complaint; and all prior Orders and rulings of the Court in connection with that complaint.

Additionally, each New Plaintiff incorporates the factual allegations and findings contained in those pleadings and orders filed at Havlish v. Bin Laden, No. 1:03-CV-9848 (GBD)(SN) (S.D.N.Y.), ECF Nos. 263, 294, 295; In re Terrorist Attacks on September 11, 2001, 03-MDL-1570 (GBD)(SN) (S.D.N.Y.), ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before the Honorable George B. Daniels on December 15, 2011 (ECF No. 2540).

CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference all factual allegations, jurisdictional allegations, and jury trial demand, including all causes of action against Iran, as set forth in the following complaint [**check only one complaint**]:

- ☒ Federal Insurance and Ashton Plaintiffs' Amended Consolidated Complaint Against Defendant, the Islamic Republic of Iran, ECF No. 3237
- ☐ Amended Complaint, Burnett v. Islamic Republic of Iran, No. 15-CV-9903 (GBD)(SN) (S.D.N.Y. Feb. 8, 2016), ECF No. 53

IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart lists the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

	New Plaintiff's Name (alphabetical by last name)	New Plaintiff's State of Residency at Filing (or death)	New Plaintiff's Citizenship/ Nationality on 9/11/2001	9/11 Decedent's Name	New Plaintiff's Relationship to 9/11 Decedent	Paragraphs of Complaint Discussing 9/11 Decedent
1	Hannaford, Eileen	New Jersey	U.S. Citizen	Kevin J. Hannaford, Sr.	Wife	<i>Bauer</i> action ¹ Paragraph 18
2	Hannaford, Jr., Kevin J.	New Jersey	U.S. Citizen	Kevin J. Hannaford, Sr.	Son	<i>Bauer</i> action Paragraph 18
3	Hannaford, Patrick J.	New Jersey	U.S. Citizen	Kevin J. Hannaford, Sr.	Son	<i>Bauer</i> action Paragraph
4	Hayes, Bernadette T.	United Kingdom	United Kingdom	Michael J. Cunningham	Sister	<i>Bauer</i> action Paragraph 50
5	Hebert, Kathryn	Connecticut	U.S. Citizen	Adam J. Lewis	Sister	<i>York</i> action ² Paragraph 7
6	Henry, Jennifer J.	New York	U.S. Citizen	Shawn E. Bowman, Jr.	Wife	<i>Bauer</i> action Paragraph 8
7	Hicks, Susan	New York	U.S. Citizen	Daniel Smith	Sister	<i>Ashton</i> 5 th Amended ³
8	Hoadley, Est. of Richard	Nevada	U.S. Citizen	Jean H. Peterson	Brother	<i>Bauer</i> action Paragraph 34
9	Hoadley, Est. of Virginia A.	Nevada	U.S. Citizen	Jean H. Peterson	Mother	<i>Bauer</i> action Paragraph 34
10	Hoadley, Est. of Walter E.	Nevada	U.S. Citizen	Jean H. Peterson	Father	<i>Bauer</i> action Paragraph 34

¹ *Bauer, et al. v. al Qaeda Islamic Army, et al.*, Case No. 02-cv-7236 (GBD)(SN), herein referred to as *Bauer* action, was consolidated into the *Ashton* action in the *Ashton* First Amended Consolidated Master Complaint filed on 08/01/2003, ECF No. 32.

² *York, et al. v. al Qaeda Islamic Army, et al.*, Case No. 03-cv-5493 (GBD)(SN), herein referred to as *York* action, was consolidated into the *Ashton* action in the *Ashton* First Amended Consolidated Master Complaint filed on 08/01/2003, ECF No. 32.

³ Smith Plaintiff was added to *Ashton* 5th Amended Consolidated Master Complaint filed on 09/02/2004, page 4, ECF No. 447.

11	Hughes, Ellen	New Jersey	U.S. Citizen	Steven F. Schlag	Sister	<i>Bauer</i> action Paragraph 10
12	Jack, Est. of Helen M.	Colorado	U.S. Citizen	Bryan C. Jack	Mother	<i>Bauer</i> action Paragraph 40
13	Jack, Est. of James H.	Colorado	U.S. Citizen	Bryan C. Jack	Father	<i>Bauer</i> action Paragraph 40
14	Jack, James T.	New Mexico	U.S. Citizen	Bryan C. Jack	Brother	<i>Bauer</i> action Paragraph 40
15	Johnson, Margaret A.	Florida	U.S. Citizen	Scott Johnson	Mother	<i>Bauer</i> action Paragraph 55
16	Johnson, Est. of Thomas P.	Delaware	U.S. Citizen	Scott Johnson	Brother	<i>Bauer</i> action Paragraph 55
17	Johnson, Thomas S.	Florida	U.S. Citizen	Scott Johnson	Father	<i>Bauer</i> action Paragraph 55
18	Jones, Sr., Est. of Donald T.	New Jersey	U.S. Citizen	Donald T. Jones, II	Father	<i>Bauer</i> action Paragraph 13
19	Jones, III, Donald T.	New Jersey	U.S. Citizen	Donald T. Jones, II	Son	<i>Bauer</i> action Paragraph 13
20	Jones, Judith	New Jersey	U.S. Citizen	Donald T. Jones, II	Mother	<i>Bauer</i> action Paragraph 13
21	Jones, Taylor N.	New Jersey	U.S. Citizen	Donald T. Jones, II	Daughter	<i>Bauer</i> action Paragraph 13
22	Jones, William B.	New Jersey	U.S. Citizen	Donald T. Jones, II	Brother	<i>Bauer</i> action Paragraph 13
23	Kane, Adam	New Jersey	U.S. Citizen	Howard Kane	Brother	<i>Bauer</i> action Paragraph 53
24	Kane, Est. of Bruce	New Jersey	U.S. Citizen	Howard Kane	Mother	<i>Bauer</i> action Paragraph 53
25	Kane, Jason B.	New Jersey	U.S. Citizen	Howard Kane	Son	<i>Bauer</i> action Paragraph 53

Dated: December 2, 2021

Respectfully submitted,

BAUMEISTER & SAMUELS, P.C.

/s/ Dorothea M. Capone
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